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*Attorney for Defendants*  
*Carmen Chan and Paul M. Leung*

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

18 Indarwati Midjan,

19 Plaintiff,

20 v.

21 Carmen Chan and Paul M. Leung,

22 Defendants.

CASE NO. C 07-1977 MMC

Assigned to the Hon. Maxine M. Chesney

Courtroom 7, 19<sup>th</sup> Floor

**JOINT STIPULATION AND  
[PROPOSED] ORDER TO MODIFY  
CASE MANAGEMENT AND PRETRIAL  
ORDER**

AND ORDER THEREON

1 Plaintiff Indarwati Midjan and Defendants Carmen Chan and Paul M. Leung  
2 jointly move the Court pursuant to Civil L.R. 6-3 and 16-2 to modify the August 10, 2009, Case  
3 Management and Pretrial Order in accordance with the following Joint Stipulation to Modify  
4 Case Management and Pretrial Order.

5 **JOINT STIPULATION TO MODIFY CASE MANAGEMENT AND PRETRIAL ORDER**

6 This Joint Stipulation is made pursuant to Civil L.R. 6-2 by Plaintiff and  
7 Defendants.

8 1. On August 10, 2009, the Court set the trial in the matter for August 16,  
9 2010, and based upon that trial date, discovery and other pretrial deadlines were calculated  
10 pursuant to the Federal Rules of Civil Procedure and Local Rules.

11 2. At the conclusion of the parties' first mediation, both plaintiff and  
12 defendants agreed to mediate again once certain documents from the related criminal case, *United*  
13 *States v. Chan*, CR-07-0428 MMC, were produced.

14 3. To that end, defendants produced approximately 3,300 pages of documents  
15 from the related criminal case on September 11, 2009 and December 30, 2009.

16 4. A second mediation was scheduled for January 15, 2010; however, due to  
17 an unanticipated scheduling conflict, the parties agreed to reschedule the mediation to a later date.

18 5. This second mediation has now been scheduled for April 13, 2010. The  
19 parties have agreed to schedule the depositions of plaintiff and defendants shortly after April 13,  
20 2010 should the second mediation fail to resolve the case.

21 6. The parties therefore seek to extend the non-expert discovery cutoff by  
22 seventy-five (75) days, and the trial date and all other pretrial deadlines by sixty (60) days. These  
23 extensions would result in the following schedule:

24 a. Non Expert Discovery Cutoff: May 19, 2010

25 b. Designation of Experts: May 25, 2010; June 8, 2010 (Rebuttal)

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1 c. Expert Discovery Cutoff: June 29, 2010

2 d. Dispositive Motions: July 13, 2010

3 e. Pretrial Conference: October 4, 2010

4 f. Trial Date: October 15, 2010.

5 7. Counsel for the parties have met and conferred and agreed that the above  
6 referenced extensions of time to the pretrial scheduling order would not present a conflict for  
7 either party or their respective counsel.

8 8. Good cause exists for extending the trial date, discovery and all other  
9 pretrial deadlines, since the extensions will allow the parties a second opportunity to mediate this  
10 case. Accordingly, the parties stipulate to extend the deadlines as set forth above, and  
11 respectfully request that the Court so order.

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1  
2 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**  
3

4 Dated: February 17, 2009

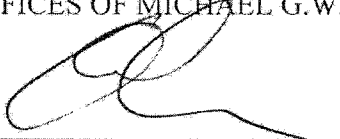
5 WILLIAM F. ALDERMAN  
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9 /s/ Justin M. Aragon

10 Justin M. Aragon  
11 Attorneys for Plaintiff  
12 Indarwati Midjan

13 Dated: February 17, 2009

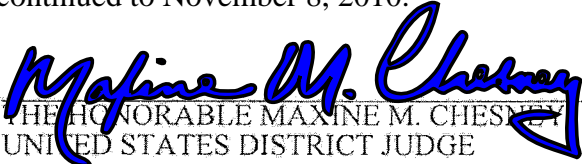
14 MICHAEL LEE  
15 LAW OFFICES OF MICHAEL G.W. LEE

16   
17 Michael G. W. Lee  
18 Attorney for Defendants  
19 Carmen Chan and Paul M. Leung  
20

21 **ORDER**

22 **FOR GOOD CAUSE SHOWN AND PURSUANT TO STIPULATION, IT IS SO**  
23 **ORDERED**, with the exception that, due to the Court's calendar, the Pretrial Conference is continued  
24 to October 26, 2010 and the Trial Date is continued to November 8, 2010.

25 Dated: February 25, 2010

26   
27 THE HONORABLE MAXINE M. CHESNEY  
28 UNITED STATES DISTRICT JUDGE

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